

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

XIAO YU CHEN, *et al.*,

Plaintiffs,

v.

CLOVER PARK SCHOOL DISTRICT NO  
400, *et al.*,

Defendants.

CASE NO. 3:22-cv-05114-BHS-JRC

ORDER DENYING MOTION TO  
EXPEDITE

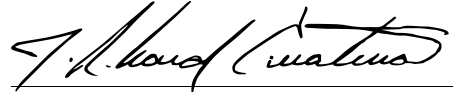
This matter is before the Court on referral from the district court and on plaintiffs’  
“motion for immediate trial.” Dkt. 32. Defendants did not respond to the motion.

Plaintiffs, proceeding *pro se*, state that they are “prepared and ready for trial” and that  
they “need a trial now.” Dkt. 32 at 1, 3. Plaintiffs cite to Revised Code of Washington (RCW)  
12.40.030 as the basis for their motion. *See* Dkt. 32 at 1. However, that statute concerns small  
claims in state court. *See* RCW 12.40. Plaintiffs are reminded that they are in federal court and  
must abide by the Federal Rules of Civil Procedure. Further, there is no date currently set for  
trial. The pretrial scheduling order in this matter states that a trial date will be set by the assigned

1 District Judge, the Honorable Benjamin H. Settle, if the case is not resolved by motion or  
2 settlement. *See* Dkt. 26 at 1. The dispositive motion deadline in this matter is set for December  
3 16, 2022. *See id.* at 2. The Court sees no reason to depart from the pretrial scheduling order.

4 Accordingly, the Court denies plaintiffs' motion to expedite the trial. Dkt. 32.

5 Dated this 31st day of August, 2022.

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8 J. Richard Creatura  
9 Chief United States Magistrate Judge  
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